WASTE MANAGEMENT
Closed Site Management Group
9081 Tujunga Ave.
Sun Valley, CA 91352
818.252.3202 (direct)
832.668.3044 (fax)

**By Federal Express**

July 19, 2007

Mr. Watson Gin, Deputy Director
Hazardous Waste Management Program
Department of Toxic Substances Control
P.O. Box 806
Sacramento, CA 95812-0806

**Re: Hazardous Waste Facility Post-Closure Permit**
**Permit No. 05-SAC-10**
**Petition for Review**

Dear Mr. Gin:

Chemical Waste Management, Inc. (CWM) has reviewed the June 19, 2007 renewal of the post-closure permit for its Bakersfield facility. We appreciate DTSC identifying options to the permit for either waste declassification or closure to a standard that would lead to termination of the post-closure permit.

As we discussed with Scott Ward and Wade Cornwell on July 16, 2007, CWM intends to explore thoroughly with DTSC the viability of pursuing the first and/or second alternatives in Part V of the permit -- submitting a waste declassification notification under 22 CCR Section 66260.200 (Part V.1) or a work plan for "clean closure" under 22 CCR Division 4.5, Chapter 14 (Sections 66164.1 et seq.) (Part V.2). Because of the significant administrative record review and technical analysis required to prepare one or both submittals, Mr. Cornwell agreed to allow CWM to submit a request for extending the dates identified in the permit for submitting the waste declassification notification or a work plan demonstrating the facility will meet the closure by removal and decontamination standards. CWM will submit that request to DTSC, along with detailed justification for the extension, as well as a proposed schedule for evaluation and alternative selection by September 19, 2007.

To preserve CWM's right to appeal the permit in the event that the declassification or "clean closure" options do not prove viable, we are submitting the enclosed Petition for Review under 22 CCR Section 66271.18. We request that DTSC hold this petition in abeyance while we work in good faith with DTSC on the declassification or "clean closure" options.

In the event that we are unable to declassify the waste or "clean close" the facility, we will request that DTSC process the appeal and supplement this initial submittal with further briefing on the contested issues. Mr. Cornwell confirmed that DTSC would not

consider such supplemental briefing untimely. We appreciate DTSC's cooperation in identifying alternatives for evaluating post-closure care at Bakersfield and working out a practical arrangement that allows us to explore alternatives to a post-closure permit.

Thank you for your assistance in this matter. Please feel free to call if you have any questions.

Sincerely,

Chemical Waste Management, Inc.

Philip C. Perley
Closed Sites Project Manager

cc: James M. Pappas, DTSC
Wade Cornwell, DTSC
Steve Richtel, CWM